

Fabian Quoss

14 East, Triq tas-Sliema, Apt. 1500

Gzira, GZR1639

MALTA

RECEIVED

2024 JAN 17 AM 9:34

CLERK  
U.S. BANKRUPTCY COURT  
DISTRICT OF DELAWARE

11. January 2024

**Honorable Judge John Dorsey**

824 N Market St

5th Floor, Courtroom 5

Wilmington, DE 19801

302-533-3169

Dear Honorable Judge John Dorsey,

I am writing to you as a creditor in the FTX bankruptcy case, residing outside of the United States. As one among many who have experienced substantial financial loss due to my deposits on FTX, I wish to express my concerns regarding the current management of the FTX estate, particularly in the valuation of crypto assets for claim purposes.

The decision to use the values of crypto assets as of the petition date to calculate claims is, in my view, deeply unfair and inequitable. This approach fails to consider the volatile nature of cryptocurrency markets, where the value of assets can fluctuate widely in a short period. Valuing these assets at the petition date could result in a significant undervaluation, not reflective of their true worth or the potential recovery for creditors like myself.

BTC, ETH, and others have experienced significant increases in value since the petition date. This appreciation is not considered in the current valuation methodology, leading to a disparity in how different assets are treated.

Bankruptcy law, with its various provisions and interpretive case law, centers on achieving equitable outcomes. The circumstances surrounding FTX and its creditors necessitate an application of these principles to ensure a fair and just resolution. This principle allows the

court to value claims based on fairness, especially when circumstances have significantly changed.

The principle of fairness should be at the forefront of this bankruptcy proceeding. Creditors have a rightful claim to the value of their assets, which should be appraised at fair market value. The current approach undermines this principle and disproportionately disadvantages FTX clients, who are forced to accept values that do not accurately reflect the current market conditions.

I respectfully request that the court reconsiders the method used for valuing crypto assets in the FTX bankruptcy case. It is crucial for the integrity of this process and the fair treatment of all creditors involved that assets are valued in a manner that truly reflects their worth in a dynamic and rapidly changing market.

Finally, I would like to draw your attention to another large crypto bankruptcy, which, based upon my experience, is quite similar to the current circumstances of FTX. It's Mt. Gox, who lost 90% of client Bitcoin when they registered for bankruptcy in Japan in 2014. As Bitcoin's price rose, creditors surpassed the threshold of being fully compensated in USD value. However, with the substantial growth in Bitcoin value, the diminishing quantity of Bitcoin needed for USD full recovery adversely impacted creditors' Bitcoin recoveries. Opportunistically, as the price rose, subordinated creditors started delaying exit to try and pay creditors off in USD and opportunistically come after the creditors estate. Each attempt led to years of delay and eventually creditors were entitled to the same recovery minus all the administrative costs due to long expensive delays significantly harming their recovery.

Thank you for your attention to this matter. I trust that the court will make a decision that upholds the principles of fairness and equity for all parties involved in this case.

Sincerely,

A handwritten signature in black ink, appearing to read 'F. Quoss', with a stylized, cursive script.

Fabian Quoss

# PRIORITY MAIL EXPRESS

## FLAT RATE ENVELOPE

ONE RATE ■ ANY WEIGHT

To schedule free Package Pickup,  
scan the QR code.



USPS.COM/PICKUP



PS10001000006

EP13F July 2022  
OD: 12 1/2 x 9 1/2



### PRIORITY MAIL EXPRESS®



EI 912 097 3

#### CUSTOMER USE ONLY

FROM: (PLEASE PRINT)

PHONE ( )

Fabian Quoss  
14 East, Triq tas-Sliema  
Apt. 1500  
Gzira, GZR1639  
MT

#### DELIVERY OPTIONS (Customer Use Only)

☐ **SIGNATURE REQUIRED** Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery.

#### Delivery Options

- ☐ No Saturday Delivery (delivered next business day)  
☐ Sunday/Holiday Delivery Required (additional fee, where available)  
\*Refer to USPS.com® or local Post Office™ for availability.

TO: (PLEASE PRINT)

PHONE ( )

Honorable Judge John Dorsey  
824 N MARKET ST RM 5  
WILMINGTON, DE 19801-3024

ZIP + 4® (U.S. ADDRESSES ONLY)

- For pickup or USPS Tracking™, visit USPS.com or call 800-222-1811.  
■ \$100.00 Insurance Included.

← **PEEL FROM THIS CORNER**

#### PAYMENT BY ACCOUNT (if applicable)

USPS® Corporate Acct. No.

Federal Agency Ac

#### ORIGIN (POSTAL SERVICE USE ONLY)

☐ 1-Day

☐ 2-Day

PO ZIP Code

Scheduled Delivery Date  
(MM/DD/YY)

Date Accepted (MM/DD/YY)

Scheduled Delivery Time

Time Accepted

☐ AM

☐ PM

Special Handling/Fragile

Sunday/Holiday Premium Fee

Weight

☐ Flat Rate

Acceptance Employee Initials

#### DELIVERY (POSTAL SERVICE USE ONLY)

Delivery Attempt (MM/DD/YY)

Time

Employee Signature

☐ AM

☐ PM

Delivery Attempt (MM/DD/YY)

Time

Employee Signature

☐ AM

☐ PM

LABEL 11-B, MAY 2021

PSN 7690-02-000-9996

